

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

WILLIAM DAVID MULLINS

PETITIONER

v.

CIVIL ACTION NO. 3:09-CV-P307-H

WARDEN CLARK TAYLOR

RESPONDENT

ORDER

For the reasons set forth in the Memorandum Opinion entered this date,

IT IS HEREBY ORDERED that the instant action is **DISMISSED without prejudice**.

There being no just reason for delay in its entry, this is a final order.

The Court further **certifies** that an appeal of this action would not be taken in good faith.

See 28 U.S.C. § 1915(a)(3).

Because reasonable jurists could not debate this Court's decision to dismiss this case, a certificate of appealability is **DENIED**. 28 U.S.C. § 2253(c); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

Date:

cc: Petitioner, *pro se*
Respondent
4412.009



John G. Heyburn II, Judge
United States District Court